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DAY MANAGEMENT CORPORATION dba DAY WIRELESS SYSTEMS

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

HEIDI FARRARA, an individual,	)	CASE NO. 2:20-cv-01157-TLN-
	)	DMC
Plaintiff,	)	
	)	<b>ORDER GRANTING JOINT</b>
vs.	)	<b>REQUEST TO MODIFY</b>
	)	<b>SCHEDULING ORDER</b>
DAY WIRELESS SYSTEMS an Oregon	)	
corporation, inclusive,	)	Complaint filed June 9, 2020
	)	
Defendants.	)	

On June 23, 2021, the Plaintiff Heidi Farrara and Defendant Day Management Corporation (collectively “the Parties”) filed a Joint Request to Modify the Scheduling Order requesting modification of the operative Scheduling Order (Dkt. 18) issued on March 10, 2021, by U.S. District Court Judge Troy L. Nunley. The Parties presented the following good cause in support of their request to modify the scheduling order:

1           1.       On or about June 9, 2020, the Initial Pretrial Scheduling Order became  
2 order of the Court by Judge Troy Nunley [Dkt. 3].

3           2.       On or about October 1, 2020, the Court issued a Minute Order advising the  
4 Parties to submit any request to modify the Court's Initial Pretrial Scheduling Order  
5 through a Joint Stipulation with specific deadlines [Dkt. 12].

6           3.       In late 2020 and early 2021, the Parties moved forward with written and  
7 oral discovery. However, the Parties' ability to complete necessary discovery was  
8 significantly hampered and delayed by the COVID-19 pandemic. Accordingly, on or  
9 about March 10, 2021, the Parties jointly requested that this Court modify the scheduling  
10 order to allow additional time for discovery and trial preparation. The Court granted the  
11 Parties request and adopted the operative scheduling order. [Dkt. 18].

12           4.       From March 2021 to the present, the Parties have continued to diligently  
13 pursue their respective discovery efforts. Plaintiff has continued to pursue oral discovery,  
14 including percipient witness depositions. Defendant has also produced additional  
15 documents pursuant to its initial disclosures. The Parties agree that each has further  
16 necessary non-expert discovery to complete before the pending discovery cut-off date;

17           5.       The Parties further agree that they are engaging in early resolution  
18 discussions and appropriate mediators are limited in light of heightened demand. The  
19 Parties do not believe they will be able to schedule mediation, if any, until late January  
20 2022 or February 2022 based on current mediator availability;

21           6.       In light of the foregoing, the Parties jointly agree and hereby do stipulate  
22 that additional time is necessary to complete non-expert discovery, continue resolution  
23 discussions, and prepare this matter for trial. Accordingly, finding good cause based on  
24 the Parties' stipulation, the Court modifies the current scheduling order as follows:

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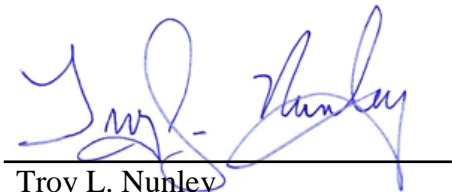
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Matter	Current Date	Continued Date
Non-Expert Discovery Cutoff	July 6, 2021	October 4, 2021
Expert Witness Disclosure	September 2, 2021	December 1, 2021
Rebuttal Expert Witness Disclosure	November 3, 2021	February 1, 2022
Supplemental Disclosures and responses (including expert supplemental materials)	December 3, 2021	March 3, 2022
Dispositive Motion Deadline	February 1, 2022	May 2, 2022

7. The Parties agree that additional time is needed to complete non-expert and expert discovery and engage in resolution discussions. The Parties agree that the requested continue is in the best interest of all Parties, and will not unduly prejudice any Party.

**IT IS SO ORDERED.**

Dated: June 23, 2021

  
Troy L. Nunley  
United States District Judge